HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 931 of 2006 (MS)

Vinod Kumar s/o Sri Kantoo, R/o Sahdevpur Sahbajpur, Pargana Jwalapur, Tehsil & District Haridwar …… Petitioner

Versus

1. Commissioner, Garhwal Mandal, Dehradun
2. Additional District Magistrate, Haridwar, District Haridwar

…… Respondents

Sri A.V. Pundir, Advocate for the petitioner

Standing Counsel for the respondents.

Dated: 19.7.2006

Hon'ble Rajesh Tandon, J.

By the present writ petition, the petitioner has prayed for a writ of certiorari quashing the orders dated 15.4.2002 and 27.1.2006 passed by respondents no. 1 and 2 respectively.

Briefly stated the Naib Tehsildar, Roorkee dated 31.7.2001, submitted a report to the Collector, Haridwar stating therein that the land which was purchased by the petitioner violates the provisions of Section 157-A of U.P.Z.A. &L.R. Act. Thereafter A.D.M. Haridwar vide order dated 15.4.2002 directed the land to vest in the State. Aggrieved by that order the petitioner preferred an appeal before the Commissioner Garhwal Division, who dismissed the appeal vide order dated 27.1.2006, against which the present writ petition has been filed.

Since alternative remedy under section 333 of the U.P. Z.A. & L.R. Act is available to the petitioner, writ petition under Article 226/227 of the Constitution of India, is not maintainable.

Accordingly, writ petition is dismissed. No order as to costs.

Dated: 19.7.2006 **Rajesh Tandon, J.**

*Dhyani